

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

THOMAS ALLEN GORDON,

Plaintiff,

v.

D. VAN OGLE *et al.*,

Defendants.

Case No. C03-5223BHS/JKA

ORDER DENYING PLAINTIFF'S
MOTION FOR AN EXTENSION OF
TIME TO FILE A RESPONSE TO
DEFENDANTS MOTION FOR
SUMMARY JUDGMENT

This Civil Rights action has been referred to the undersigned Magistrate Judge pursuant to Title 28 U.S.C. § 636(b)(1)(B). Before the court is plaintiff's motion asking for an extension of time to file a response to a pending motion for summary judgment (Dkt # 138). Defendants oppose any extension of time (Dkt # 139).

Defendants served the motion for summary judgment on October 19, 2007 (Dkt # 130). Plaintiff has sought to extend the time for discovery (Dkt # 124 and 126), sought to have the case stayed (Dkt. # 132), and filed an untimely motion for reconsideration regarding discovery (Dkt # 136). Now, plaintiff seeks to again delay the court from considering the motion for summary

1 judgment (Dkt # 139). Plaintiff has had nearly three months to respond to defendants motion and has
2 not done so in a timely manner. The motion for an extension of time is **DENIED. Plaintiff had**
3 **until January 4, 2008, to file a response to the pending motion and did not do so.**

4 The Clerk is directed to send copies of this Order to plaintiff and counsel for defendants. The
5 clerk is also asked to remove plaintiff's motion, (Dkt. # 138), from the calendar.

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7 DATED this 16 day of January, 2008.

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9 /S/ J. Kelley Arnold
10 J. Kelley Arnold
11 United States Magistrate Judge
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